

**THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:16-cv-00310-MR-DLH**

**ROBERT A. MULLINAX, Individually, )  
as Executor of the Estate of Jack )  
Junior Waugh, Deceased, )**

**Plaintiff, )**

**vs. )**

**ADVANCE AUTO PARTS, INC., et al., )**

**Defendants. )**

**ORDER**

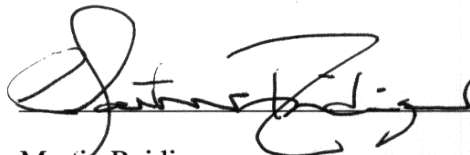
**THIS MATTER** is before the Court on the parties' Joint Motion to Dismiss O'Reilly Automotive Stores, Inc. [Doc. 320].

Upon review of the parties' motion,

**IT IS, THEREFORE, ORDERED** that the parties' Joint Motion to Dismiss [Doc. 320] is **GRANTED**, and all the Plaintiff's claims against the Defendant O'Reilly Automotive Stores, Inc. are hereby **DISMISSED WITHOUT PREJUDICE**.

**IT IS SO ORDERED.**

Signed: August 3, 2018

  
Martin Reidinger  
United States District Judge

